

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: INTERSTATE POWER COMPANY and MAQUOKETA VALLEY ELECTRIC COOPERATIVE	DOCKET NO. SPU-00-17
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**ORDER GRANTING PETITION FOR MODIFICATION
OF SERVICE AREA BOUNDARIES**

(Issued November 9, 2000)

On September 26, 2000, Interstate Power Company (Interstate) and Maquoketa Valley Electric Cooperative (Maquoketa Valley) filed a joint petition for modification of electric service area boundaries pursuant to 199 IAC 20.3(9). The petition included a service area agreement between Interstate and Maquoketa Valley. Interstate and Maquoketa Valley supplemented the filing on October 17, 2000, with a detailed legal description. No objections to the petition were filed.

Interstate and Maquoketa Valley request the Board transfer to Interstate the service territory in Dubuque County described as follows:

Lots 24, 25, 26, and 27 of Crescent Heights subdivision, City of Dubuque, within the NE ¼ of Section 33, Township 89 North, Range 2 East, Dubuque County, Iowa, and further described as follows:

Beginning at a point 450' South of the North section line of section 33, and 960' East of the North/South half line of Section 33, thence Southeasterly 84', thence East 294.54', thence Southeasterly 60.32', thence Northeasterly 110.82',

thence Northwesterly 78' to the existing Interstate territory line located 450' South of the north section line, thence West 343' to the point of beginning.

In support of the petition, Interstate and Maquoketa Valley assert that Interstate currently serves the subdivision known as Crescent Heights. New lots have recently been platted in the subdivision and four lots in the southern part of the subdivision lie within Maquoketa Valley's service territory. Interstate has facilities to serve 70 lots in the subdivision and could easily extend service to the four southern lots. Maquoketa Valley would have to extend distribution facilities to serve the four southern lots. No customers are presently being served in the area proposed to be transferred.

Iowa Code § 476.25 (1999) provides in pertinent part:

Contracts between electric utilities to designate service areas and customers to be served by the electric utility or for the exchange of customers between electric utilities, when approved by the board, shall be valid and enforceable and shall be incorporated into the appropriate exclusive service areas established pursuant to subsection 1 of this section. The board shall approve a contract if it finds that the contract will eliminate or avoid unnecessary duplication of facilities, will provide adequate electric service to all areas and customers affected, will promote the efficient and economical use and development of the electric systems of the contracting electric utilities, and is in the public interest.

The Board will grant the Interstate and Maquoketa Valley joint petition for modification of service area boundaries. Interstate and Maquoketa Valley have alleged facts which establish the proposed modification is in the public interest, will prevent unnecessary duplication of facilities, provide adequate electric service to all

customers affected, and will promote the efficient and economical use of electrical systems, pursuant to Iowa Code § 476.25.

IT IS THEREFORE ORDERED:

The joint petition for modification of service area boundaries filed by Interstate Power Company and Maquoketa Valley Electric Cooperative on September 26, 2000, and supplemented on October 17, 2000, is granted, subject to complaint or investigation.

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Raymond K. Vawter, Jr. /s/ Diane Munns
Executive Secretary

Dated at Des Moines, Iowa, this 9th day of November, 2000.